IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.R.UDAYABHANU

FRIDAY, THE 9TH MARCH 2007 / 18TH PHALGUNA 1928

Crl.Rev.Pet.No. 339 of 1998(A)

CRA.61/1996 of ADDL. SESSIONS COURT, THRISSUR
ST.3431/1993 of JUDL. MAGISTRATE OF FIRST CLASS COURT, CHAVAKKAD

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REVN. PETITIONER:

SHAHUL HAMEED,
S/O. PUYU VEETTIL IBRAHIM KUTTY,
VATANAPPILLY VILLAGE, THRISSUR DISTRICT.

BY ADV. SRI.RAJIT

RESPONDENTS:
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1. JAYASENAN, S/O. ALAKKATHERA VELAPPAKUTTY,
   EDASSERY DESOM, THALIKULAM VILLAGE,
   CHAVAKKAD.

2. STATE OF KERALA REPRESENTED BY
   PUBLIC PROSECUTOR, HIGH COURT OF KERALA

BY ADV. SRI.N.P.SAMUEL
SRI. AMJAD ALI, PUBLIC PROSECUTOR

THIS CRIMINAL REVISION PETITION HAVING BEEN FINALLY HEARD ON 09/03/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

ORDER ON CRL. M.P. NO. 1758/1998 IN CRL. R.P. NO. 339/1998

DISMISSED

09.03.2007 SD/- K.R. UDAYABHANU, JUDGE.

/True Copy/

P.A to Judge.

K.R. UDAYABHANU, J

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CRL. R.P. NO. 339 OF 1998

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Dated this the 9th day of March 2007

O R D E R

The revision petitioner stands convicted for the offence under section 138 of the Negotiable Instruments Act and sentenced to undergo simple imprisonment for three months and to pay a compensation of Rs.20,000/- vide section 357(3) Cr.P.C.

2. The counsel for the revision petitioner has only sought for modification of sentence and for time to pay the amount of compensation. In the circumstances, sentence is modified to imprisonment till rising of the court and to pay a compensation of Rs.20,000/- vide section 357(3) Cr.P.C and in default to undergo simple imprisonment for three months. The matter is of the year 1993. Hence, the request for granting time cannot be permitted. The revision petitioner shall appear before Judicial First Class Magistrate, Chavakkad on **10.04.2007** to receive sentence.

K.R. UDAYABHANU, JUDGE.

RV